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8 **UNITED STATES DISTRICT COURT**  
9 **DISTRICT OF NEVADA**

10 UBALDO SALDANA-GARCIA,

11 Petitioner,

12 vs.

13 BRIAN WILLIAMS, *et al.*,

14 Respondent.

Case No. 2:19-cv-00441-APG-BNW

**UNOPPOSED MOTION FOR  
ENLARGEMENT OF TIME (SECOND  
REQUEST)**

**ORDER**

15 Respondents, by and through counsel, Aaron D. Ford, Attorney General of the State of Nevada,  
16 hereby respectfully move this Court for an order granting a seven (7) day enlargement of time, in which  
17 to file and serve their reply in support of Respondents motion to dismiss. ECF No. 16.

18 This motion is based upon the provisions of Rule 6(b) of the Federal Rules of Civil Procedure  
19 and the attached Declaration of Counsel, as well as all other papers, documents, records, pleadings and  
20 other materials on file herein.


21 There has been one prior enlargement of Respondents' time to file said response, and this  
22 motion is made in good faith and not for the purposes of delay.

23 RESPECTFULLY SUBMITTED this 14th day of April, 2020.

24 AARON D. FORD  
Attorney General

25 **IT IS SO ORDERED.**

26 By: /s/ Charles L. Finlayson  
CHARLES L. FINLAYSON (Bar No. 13685)  
27 Senior Deputy Attorney General

28   
United States District Judge  
Dated: April 14, 2020.

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8 **UNITED STATES DISTRICT COURT**  
9 **DISTRICT OF NEVADA**

10 UBALDO SALDANA-GARCIA,

Case No. 2:19-cv-00441-APG-BNW

11 Petitioner,

**DECLARATION OF COUNSEL**

12 vs.

13 BRIAN WILLIAMS, *et al.*,

14 Respondent.

15 I, Charles L. Finlayson, hereby state, based on personal knowledge and/or information and  
16 belief, that the assertions of this declaration are true:

17 1. I am a Senior Deputy Attorney General of the Post-Conviction Division of the Nevada  
18 Attorney General's Office, and I make this declaration on behalf of Respondents' motion for enlargement  
19 of time.

20 2. My reply in this matter is currently due on April 14, 2020. By this motion, I am requesting  
21 a seven (7) day enlargement of time, to and including April 21, 2020, in which to file this reply.

22 3. On April 10, 2020 (Thursday), the Ninth Circuit Court of Appeals issued an order granting  
23 petitioner Jeff Rose's request for emergency release based on COVID-19, and remanded the matter to the  
24 district court to conduct a hearing regarding the conditions of Rose's release. *Rose v. Baker*, 3:13-cv-  
25 00267-MMD-WGC (ECF No. 54). On April 11 (Friday), the Chief Judge scheduled a bond hearing for  
26 April 13 (Monday) and directed me to address how Rose would be supervised upon release. I therefore  
27 spent the weekend, including the Easter holiday, preparing for this hearing by researching the relevant law,  
28 notifying all relevant parties, discussing this matter with Deputy Attorneys General in other states, and

1 contacting the victim. In addition, I have been in constant contact with senior staff as additional requests  
2 for emergency release based on COVID-19 were filed by other inmates.

3 4. The emergency nature of this various requests prevented me from working on this reply. I  
4 therefore request a short 7-day continuance to file my response in this matter.

5 5. I contacted counsel for Rose, Amelia Bizzaro, who indicated she has no objections to this  
6 request.

7 Dated this 14th day of April, 2020.

8 By: /s/ Charles L. Finlayson  
9 CHARLES L. FINLAYSON (Bar No. 13685)  
10 Senior Deputy Attorney General  
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